

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Dennis D. Linehan,

Case No. 18-cv-3483 (WMW/KMM)

Plaintiff,

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

v.

Nancy Johnston et al.,

Defendants.

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This matter is before the Court on the November 26, 2019 Report and Recommendation (R&R) of United States Magistrate Judge Katherine M. Menendez. (Dkt. 33.) Because no objections have been filed, this Court reviews the R&R for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Having reviewed the R&R, the Court finds no clear error.

Based on the R&R, the foregoing analysis, and all the files, records, and proceedings herein, **IT IS HEREBY ORDERED:**

1. The November 26, 2019 R&R, (Dkt. 33), is **ADOPTED**.
2. Defendants' motion to dismiss plaintiff's complaint, (Dkt. 18), is **GRANTED**.
3. This action is **DISMISSED WITH PREJUDICE**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: December 17, 2019

s/Wilhelmina M. Wright  
Wilhelmina M. Wright  
United States District Judge